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2007 OCT 16 AM 9:40
CLERK OF COURT
NORTHERN DISTRICT OF CALIFORNIA

Attorney for Third Party Respondent
EXP PHARMACEUTICAL SERVICES CORP.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PHARMACEUTICAL INVENTORIES,
INC. d/b/a PHARMACEUTICAL
RETURNS SERVICE,

Plaintiff,

vs.

MICHAEL ZACCARO and RETURNS R.
US, INC. d/b/a/ PHARMA LOGISTICS,
LTD.,

Defendants.

Case No. CV-07-80231-MSC SBA

**PROOF OF SERVICE OF
OPPOSITION OF THIRD PARTY EXP
PHARMACEUTICAL SERVICES
CORP. TO DEFENDANT MICHAEL
ZACCARO'S MOTION TO COMPEL
PRODUCTION OF DOCUMENTS
AND MEMORANDUM OF POINTS,
AND ACCOMPANYING
DOCUMENTS
(LR 3-16)**

Date: November 6, 2007

Time: 1:00 p.m.

Courtroom: 3, 3rd Floor

Judge: Hon. Sandra Brown Armstrong

PROOF OF SERVICE

I am employed in the County of Santa Clara, State of California. I am over the age of 18 years and am not a party to this action. My business address is 166 Main Street, Los Altos, California, 94022-2905.

On October 12, 2007, I served the following documents, described as:

1. **OPPOSITION OF THIRD PARTY EXP PHARMACEUTICAL SERVICES CORP. TO DEFENDANT MICHAEL ZACCARO'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF THE OPPOSITION**

2. **DECLARATION OF GUS CHANGARIS IN SUPPORT OF OPPOSITION OF EXP PHARMACEUTICAL SERVICES CORP. TO MOTION TO COMPEL PRODUCTION OF DOCUMENTS**

3. **DECLARATION OF PAUL I. MYERS III IN SUPPORT OF OPPOSITION OF EXP PHARMACEUTICAL SERVICES CORP. TO MOTION TO COMPEL PRODUCTION OF DOCUMENTS.**

4. **CERTIFICATION OF INTERESTED PERSONS OR ENTITES.**

5. **(PROPOSED) ORDER DENYING DEFENDANT MICHAEL ZACCARO'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS FROM THIRD PARTY EXP PHARMACEUTICAL SERVICES CORP.**

6. **PROOF OF SERVICE.**

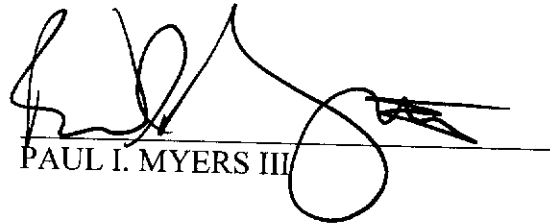
by serving a true copy of the above-described documents in the following manner:

 x **BY MAIL:** I am readily familiar with my employer's normal business practice of collection and processing of correspondence for mailing. Under that practice, correspondence is deposited with the U.S. Postal Service that same day in a sealed envelope(s) with postage thereon fully prepaid at Los Altos, California in the ordinary course of business.

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2 On the Defendants in this proceeding, as follows:

3 LATHAM & WATKINS
4 John D. Minton, Esq.
5 140 Scott Drive
6 Menlo Park, CA 94025

7 I declare under penalty of perjury under the laws of the State of California that the
8 foregoing is true and correct and that this declaration was executed on October 16, 2007, at Los
9 Altos, California.

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11 PAUL I. MYERS III
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